# PETITION TO MODIFY LEGAL DECISION MAKING (CUSTODY), PARENTING TIME (VISITATION) and CHILD SUPPORT



## To Change an Existing Court Order

(Forms Packet)

NOTICE: This process requires calculation of child support. To calculate child support, you may use the online calculator through ezcourtforms, the packet titled "Calculate Child Support", or you may make an appointment with the Clerk of Court to calculate

support for you for a fee.

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### **SELF-SERVICE CENTER**

## PETITION TO CHANGE a COURT ORDER FOR CHILD CUSTODY, PARENTING TIME and CHILD SUPPORT CHECKLIST

You may use the forms and instructions in this packet if . . .

- You want to file court papers to change legal decision making (custody), parenting time and child support, **AND**
- You do not wish to or cannot submit an AGREEMENT to this change signed by you and the other party, **AND**
- ✓ The court order that you want to change is a Maricopa County Order,
  AND

### One or more of the following has occurred:

- ✓ Domestic violence, spousal abuse, or child abuse has occurred since the custody order was signed, **OR**
- The minor child(ren)'s present surroundings may endanger the minor child(ren)'s physical, mental or emotional health, **OR**
- ✓ The joint legal decision making (custody) order that you want to change was dated at least six months ago and the other party has failed to comply with the provisions of the joint custody order, **OR**
- ✓ The order that you want to change was dated at least one year ago and it is in the minor child(ren)'s best interest to make a change to that order.

WARNING: If the order you want to change is not from this county, ask a lawyer about the requirements to file your Petition (Request) with this Court.

**READ ME:** Consulting a lawyer before filing documents with the court may help prevent unexpected results. A list of lawyers you may hire to advise you on handling your own case or to perform specific tasks, as well as a list of court-approved mediators can be found on the Self-Service Center website.

### SELF-SERVICE CENTER

## TO CHANGE A COURT ORDER FOR LEGAL DECISION MAKING (CUSTODY), PARENTING TIME and CHILD SUPPORT

## (FORMS ONLY)

This packet contains court forms and instructions to file to change a court order for legal decision making (custody), parenting time and child support. Items in **BOLD** are forms that you will need to file with the Court. Non-bold items are instructions or procedures. Do not copy or file those pages!

Order	File Number	Title	# Pages
1	DRMC1k	Checklist: "You may use these forms if "	1
2	DRMC1ft	Table of Contents (this page)	1
3	DRMC11f	"Petition to Modify Legal Decision Making (Custody), Parenting Time and Child Support"	4
4	DRMC12f	"Notice of Filing Petition for Modification of Legal Decision Making (Custody)"	1
5	DRMC16f	"Request for Order Granting or Denying Hearing"	2
6	DRS12f	"Child Support Worksheet"	1
7	DRCVG13f	"Affidavit Regarding Minor Children"	3
8	DRS88f	"Current Employer Information Sheet"	1
9	DRSW82f	"Order Stopping Income Withholding Order" (if applicable)	1

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Addre	ess (if not protected):_			
City, S	State, Zip Code:			
Fmail	none:			
ATLA	S Number:			For Olaylia Hay Oak
				For Clerk's Use Only
Repre	esenting 🗌 Self, witho	out a Lawyer or 🗌 Attorn	ey for Petitioner OR	Respondent
			URT OF ARIZON OPA COUNTY	A
			Case Number:	
Petiti	oner (in original case)		ATLAS Number:	
Resp	ondent (in original ca	se)		IFY LEGAL DECISION Y), PARENTING TIME RT
l,	(print your name)		e ☐ Petitioner or ☐ Respor make the following stateme	
GEN	IERAL INFORMAT	ΓΙΟΝ:		
1.	Information ab	out Me		
	Name:			
	Address:			
			whom the LEGAL DECIS	SION MAKING(CUSTODY) / Father
2.	Information ab	out the Other Party(i	es)	
		• ,	,	
	Address:			
			child(ren) for whom the dibe changed: Mother	LEGAL DECISION MAKING or    Father
3.	Information Ab	out the Minor Child(	ren) for whom I want t	he order changed:
	Name:		Name:	
		Age:	Birth Date:	Age:
	Name:		Name:	
		Age:	Birth Date:	Age:

	an "Affidavit Regarding Minor Children".
	nformation about the Order I want to change:
	he Order was issued on:(Month/Day/Yea
	he Order was issued by:(Name of Court
	ocated in this County:
	ocated in this State:
	<ul> <li>nd each of the following is a true statement:</li> <li>The minor child(ren) have lived in Arizona for at least six (6) months before the date filing this Petition or since birth, if younger than six (6) months.</li> <li>If the Order was not issued by the Superior Court of Arizona in this county, the case already been transferred to this county and has a Maricopa County case number.</li> </ul>
	WHAT THE ORDER NOW SAYS: Put in WORD FOR WORD the part of the decree/orde ant to change. (Use extra paper if necessary)
	OMESTIC VIOLENCE. (If you are requesting a change to joint legal decision materistically), there must not be "significant" domestic violence. A.R.S. § 25-403.03)  No significant domestic violence has occurred or □ domestic violence has occurred. Exp
-	sustody), there must not be "significant" domestic violence. A.R.S. § 25-403.03)  No significant domestic violence has occurred or   domestic violence has occurred. Expending the composition of the compo
	sustody), there must not be "significant" domestic violence. A.R.S. § 25-403.03)  No significant domestic violence has occurred or domestic violence has occurred. Expending the composition of the com
	with the state of the child(ren) (Use extra pages if necessary):
·	No significant domestic violence has occurred or ☐ domestic violence has occurred. Exp  WHY THE DECREE/ORDER SHOULD BE CHANGED: These are my rea hy I believe that a change of legal decision making (custody) and/or parenting time is in the terest of the child(ren) (Use extra pages if necessary):  IEDIATION / ADR (Alternative Dispute Resolution) REQUIREMENTS IN PR

Case No.
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## **REQUESTS I MAKE TO THE COURT:**

	la!at	GAL DECISION MAKING (CUSTODY) AND PARENTING TIME.							
Ш	<b>Joint Legal Decision Making (Custody).</b> I want the mother and father to be awarded joint legal decision making (custody) of the minor child(ren)								
		(names of children)) subject to a Parenting Plan addressing primary residential parenting to be submitted later. <b>OR</b>							
	Sole	Sole Legal Decision Making and Physical Custody. Sole legal decision making (custody)							
	shou	ld be awa	arded to Mother or Fa	ather, subject to p	parenting time a	s follows:			
	1.		Reasonable parenting ti making (custody) accor Guidelines; OR			_			
	2.		Reasonable parenting t	•					
	3.	decision making (custody) according to the attached Parenting Plan; <b>OR 3.</b> Supervised parenting time but only in the presence of another person; <b>OF</b>							
	4.		No parenting time rights Supervised parenting time			ed for the follo			
			reasons:						
<b>СП</b>	וו ח פווו	DDODI	- Mother or □ Fethe	w abould nov abil	d augment to	Mother			
			「. ☐ <b>Mother</b> or ☐ <b>Fathe</b>						
Fath first	<b>ner</b> in the day of r	amount month fo	of \$permolecular permolecular permolec	month on the first etition based upo	day of every mo	onth, beginnin d <i>"Child Sup</i>			
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Fath first Wor and ME	ner in the day of restance." will be su  DICAL, Mother sh  Father sh  lical, dentent's Wormust kenter, and	amount month for All chill ubject to a mould be mould be real, and vicksheet for keep the must given.	of \$ per rollowing the filing of this Per rollowing the filing of this Per rollowing the filing of this Per rollowing the statutory fee the statutory	month on the first etition based upon the made through an automatic medical medical medical medical medical insurance comparents necessary to	day of every months attached the Child Supportic Income With dental vision are based on the control of submit insurar	on care insuration in party orders and telephone claims.			

Claim by:		Name of Child		Starting Tax Year:
M	□ <b>F</b>			☐ Every Year ☐ Every Other
<b> M</b>	□F			 ☐ Every Year ☐ Every Other
	□ F			 ☐ Every Year ☐ Every Other
	□ <b>F</b>	_		 ☐ Every Year ☐ Every Other
UNDER O	ATH OR B	UNDER PENALTY AFFIRMATION Denalty of perjury to the knowledge and knowle	l hat t	he contents of this document are true a
UNDER OALS	ATH OR B	Y AFFIRMATION penalty of perjury t	l hat t	he contents of this document are true a
UNDER OA I swear or at correct to th	ATH OR B' ffirm under place best of m	Y AFFIRMATION penalty of perjury t y knowledge and k	l hat t	he contents of this document are true a f.
UNDER O	ATH OR B' iffirm under place best of m	Y AFFIRMATION benalty of perjury t y knowledge and k	hat t	he contents of this document are true af.  Petitioner's Signature

Case No.

Person Filing:		
Address (if not protected):		
City, State, Zip Code:		
Telephone:Email Address:		
ATLAS Number:		FOR CLERK'S USE
Lawyer's Bar Number:		
Representing Self, without a Lawyer or Attorney	for Petitioner OR Respo	ondent
SUPERIOR COUR MARICOPA		
Name of Datition on	Case Number:	
Name of Petitioner		
Name of Respondent	NOTICE OF FILING PETIT MODIFICATION OF LEGA MAKING (CUSTODY) (A.R.S. § 25-1035)	
A Petition for Modification of Legal Decision Ma petition and/or affidavits is served on you with this		. A copy of the
If you do not want a modification order taken a response in writing with the court within twenty each response document shall be provided to the applicant and to the assigned division.	(20) days from the date of se	rvice. A copy of
No sooner than five (5) days after expiration of the either party or attorney shall provide a Red Decision Making (Custody) Hearing to the assign a legal decision making (custody) hearing should shall be mailed by the court to all persons entitled	uest for Order Granting or led division. The court shall de be granted. A copy of the cou	Denying Legal etermine whether
Requests for reasonable accommodation for p office of the judge or commissioner assigned scheduled court date.		
Signed and sealed this date:		
MICHAEL K. JEANES, CLERK OF SUPERIOR C	OURT	
By: Deputy Clerk		
party eloiti		

ONLY

Person Filing: (1)	_	
Address (if not protected):		
City, State, Zip Code:		
Telephone:		
Email Address:		
ATLAS Number:	_	
Lawyer's Bar Number:	_	For Clerk's Use Only
Representing Self, without a Lawyer or Attorney for Petitic	oner OR Respon	dent

## SUPERIOR COURT OF ARIZONA IN MARICOPA COUNTY(2)

PARENT'S WORKSHEE	T FOR	CHILE	) SL	JPPC	DRT	
(3) Petitioner:	(4)	Case N	lo.			
(3) Respondent:	(4) ATLAS:					
(5) Total Number of Children:						
(6) Parent with Primary Physical Custody: Father ☐ Mother ☐						
(7) Parent who is filing this form: Father Mother	]					
(8) Gross Income figures for the OTHER PARENT are:						
☐ <b>ACTUAL</b> , with proof, such as a recent W2 or pay	stub attac	ched, o	r oth	er par	ty's s	signed statement.
☐ ESTIMATED, based on facts or knowledge of pay	before p	romotic	n or	of oth	ners i	in similar job.
☐ ATTRIBUTED, based on what other party could a	nd should	l be ea	rning	(see	Guid	delines 5e).
	FA1	<u> HER</u>				<b>MOTHER</b>
Gross Income (Pre-Tax Income. Before deductions.)	\$			(9)	\$_	
Spousal Maintenance Paid	\$ -			(10)	\$	-
Spousal Maintenance Received	\$ +			(11)	\$	+
Child Support Paid/Contributed	\$ -			(12)	\$	-
Other Support of Children Paid	\$ -			(13)	\$	-
Adjusted Gross Income	\$			(14)	\$_	
Combined Adjusted Gross Income	(15)		\$_			
Basic Child Support Obligation	(16)		\$_			
Plus Costs for:						
Medical/Dental/Vision Insurance	\$			(17)	\$_	
Childcare	\$			(18)	\$_	
Education Expenses	\$			(19)	\$_	
Extraordinary/Special Needs Child Expenses	\$			(20)	\$_	
No. of Children Age 12 or Over Adjustment	%	(21)	\$			
Total Adjustments for Costs		(22)	\$			
Total Child Support Obligation \$		(23)	\$			

Case No	)	

		<b>FATHER</b>				MOTHER	
Each Parent's % of Combined Income	_	%	(24)				%
Each Parent's Share of Tot. Support Obligation	\$		(25)	\$			_
Adjustment for Non Custodial Parent's Costs Associ	ated	with Parentin	g Tim	е			
Using Table A 🗌 Table B 🗌	\$_		(26)	\$			
No. of Days =% Adjustment (from table) x Line (16) \$ (Basic Child Support Obligation)	\$_		(27)	\$			
Less Noncustodial Parent's Costs for:							
Medical/Dental/Vision Insurance*	\$_		(28)	\$			
Childcare*	\$_		(29)	\$			
Education Expenses*	\$_		(30)	\$			
Extraordinary/Special Needs Child Expenses*	\$_		(31)	\$			
*Subtract here <u>ONLY</u> if ADDED-IN items 17-20	above	Э					
Adjustments Subtotal	\$		(3	2)	\$_		
Preliminary Child Support Amount	\$		(3	3)	\$_		
Self Support Reserve Test for Parent Who Will Pay							
Amount from Line (14) (Adj. Gross Inc	c.)						
Minus Reserve Amount - \$903.00	ŕ						
Total =	\$		(3	4)	\$		
	Ť		(	-,	· _		
Child Support to be Paid by: Father  Mother	\$		(3	٤١	\$		
Ciliu Support to be Faid by. Father Mother	Ψ		(3	3)	Ψ_		
Share of Travel Expenses Related to Parenting Time*	r ·		%	(	36)		%
*Only for expenses related to travel over 100 miles, one way			_			-	_ `
Share of Medical/Dental/Vision Costs Not Paid by Ins	uran	ce	0/	(	37)		0.4
•			_ %	`	,		_ %
I declare under penalty of perjury that the foregoing i	is tru	e and correct	I.				
Executed on:							
	Signa	ature of Parei	nt				

Derson Filings					
Person Filing:	<del></del>				
City, State, Zip Code:					
Telephone:					
Email Address:					
ATLAS Number:					
Lawyer's Bar Number:		FOR CLERK'S USE ONLY			
Representing ☐ Self, without a Lawyer or ☐ Attorney					
CUDEDIOD COL	IDT OF ADIZONA				
	URT OF ARIZONA OPA COUNTY				
Petitioner	Case No.				
Petitioner	ATLAS No.				
Respondent	REQUEST FOR ORDER GRANTING OR DENYING A LEGAL DECISION MAKING (CUSTODY) HEARING				
	A.R.F.L.P. 91(D)(5)				
A petition to modify custody was filed on this date:		and the			
	(Month/Day/Year)				
"Petition" and "Notice of Filing Petition to I served on the date below:	Modify Legal Decision Ma	nking (Custody)" were			
Twenty	five (25) days (or more) have	nagad sings somiles			
i werity-i (Month/Day/Year)	ive (25) days (or more) have	passed since service.			
I hereby request the Court issue an order (custody) hearing on this matter.	granting or denying a le	egal decision making			
A copy of this request has already been so assigned Judge or will be sent or delivered too		ther party and to the			
I state to the Court under penalty of perjur and correct to the best of my knowledge ar		is document are true			
Date	Signature				

Perso	on Filing:				
Addr	ess (if not protected):				
City,	State, Zip Code:				
Telep	ohone:				
	I Address: AS Number:			For Clerk's Use Onl	
	er's Bar Number:				
	esenting   Self, without			OR Respondent	
	S		OURT OF ARI		
			Case Number:		
Nam	e of Petitioner		ATLAC Number		
			ATLAS Number	(if applicable)	
				, <i>,</i>	
Nam	e of Respondent		AFFIDAVIT REGARDING		
			MINOR CHIL	DREN	
(custo	dy) cases. If you are	asking to modify a f the children have	n existing Arizona l	ed for all legal decision making egal decision making (custody) tate at some time in the last 5	
		copies of this Affid		ation. Use additional paper if equired documents to the other	
1.	child(ren) are under a	ge 18 and were born t	o, or adopted by, me a	· ·	
	Birthdate:	Age:	_ Birthdate:	Age:	
	Name:		Name:		
	Birthdate:	Age:	Birthdate:	Age:	

Case No	
---------	--

2.	INFORMATION REGARDING WHERE THE CHILDREN UNDER 18 YEARS OLD
	HAVE LIVED FOR THE LAST 5 YEARS (or since birth, if younger than 5).

Child's Name:	Dates: From To
Address:	Lived with:
City, State:	Relationship to Child:
Child's Name:	Dates: FromTo
Address:	Lived with:
City, State:	Relationship to Child:
Child's Name:	Dates: FromTo
Address:	Lived with:
City, State:	Relationship to Child:
LEGAL DECISION MAKING (CUSTINION CHILD(REN). (Check one box.)  ☐ I have or ☐ I have not been a party/with	EEN A PARTY/WITNESS THAT INVOLVED THE TODY) AND/OR PARENTING TIME OF THE ness in court in this state or in any other state that involved arenting time of the child(ren) named above. (If so, explain
Name of each child:	
Name of Court:	Court Location:
Court Casa Number:	Current Statue:

3.

How the child is involved:

Summary of any Court Order:

				Case	No	
4.	INFORMATION REGALEGAL DECISION-MAIN (Check one box.)  I do have or I do relating to any of the children explain. If not, go on.)	KING AUTHOR	RITY (CUSTOD	OY) OF THI	E MINOR CH	IILD(REN).  /) court case
	Name of each child:					
	Name of Court:		Court	Location:		
	Court Case Number:		Currer	nt Status:		
	How the child is involved:					,
	Summary of any Court Orde					
	physical custody or who claichildren named in this Affid  Name of each child:	avit. (If so, explaii	-making (custody n below. If not, g	y) or parenti	ng time rights	to any of the
	Name of person with the clai					
	Address of person with the c					
	Nature of the claim:					
ОДТН	OR AFFIRMATION AN	D VERIFICATI	ON			
	or affirm that the informati			correct und	ler penalty of <b>p</b>	oerjury.
Signatur	re			Date		
Sworn to	o or Affirmed before me this:	(date)	by			

My Commission Expires:

Deputy Clerk or Notary Public

## **CURRENT EMPLOYER\* INFORMATION**

You may also fill out this form o	nline at the Family Suppor	t Center Website.	
THIS FORM MUST BE COMP	For Clerk's Use Only		
☐ AN INCOME WITHHOI ☐ ORDER TO STOP AN ☐ NOTIFICATION OF A	INCOME WITHHOLD		IYOR)
CASE NUMBER:	ATLAS	NUMBER:	
NAME OF PERSON ORDER	ED TO MAKE PAYME	NTS:	
LIST THE NAME OF THE EMP DEPARTMENT (for the person STOP ORDER SHOULD BE MA	named above) WHERE		
EMPLOYER* NAME:			
PAYROLL ADDRESS:			
CITY:	STATE:	ZIP:	
EMPLOYER* TELEPHONE:			
EMPLOYER* FAX:			
*or other payor or source of			
FOR COURT U	SE ONLY. DO NOT	WRITE BELOW TH	IS LINE.
,	WA/FSC		
	WA/LOG ID: TYPE OF W/A DATE AMOUNT OF ORDER EMPLOYER STATUS ENTERED BY NEW W/A AG	SUB DCSE	

Person Filing:				
Address (if not protected):				
City, State, Zip Code:				
Telephone:				
Email Address:				
ATLAS Number: Lawyer's Bar Number:				
		FOR CLERK'S USE ONLY		
Representing  Self, without a Lawyer or  Attorne	y for Petitioner OR Respondent			
	OURT OF ARIZONA COPA COUNTY			
(1) Petitioner in Original Case	(3) Case No.			
(2)	(4) ATLAS No.			
Respondent in Original Case	ORDER STOPPING INCOME WITHHOLDING ORDER (AND ALL MARICOPA COUNTY SUPPORT ORDERS) A.R.S. § 25-504			
To the employer(s) or other payor(s) of:				
<b>(5)</b> Name:	SSN :			
IT IS ORDERED stopping the <i>Income W</i> same case number as in (3) above. The e withholding monies pursuant to the <i>Income</i> Order.	mployer(s) or other payor(s) is/are <i>Withholding Order</i> immediately upo	, with the ordered to stop on receipt of this		
IT IS FURTHER ORDERED termina spousal maintenance orders in this case numerate and satisfied, and interest.  IT IS FURTHER ORDERED that the monies currently in its possession and future	mber and declaring all child supporting all child supporting including all past due support, arrespond to the support Payment Clearinghouse support Payment Clearinghouse support Payment Clearinghouse supporting the supporting to the supporting th	rt and/or spousal earage judgments shall release any		
pay).				
Dated:				
	al Officer			